

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village of Williamsville, 5565 Main Street, Williamsville, NY on Monday, November 14, 2022 at 7:30 p.m.**

The Village Board meeting was opened at 7:35 pm by Mayor Rogers

Deputy Mayor DeLano led the Pledge of Allegiance at 7:35pm.

Present: Deborah L. Rogers, Mayor  
Daniel O. DeLano, Deputy Mayor  
Mary Lowther, Trustee  
Christine L. Hunt, Trustee  
Eileen A. Torre, Trustee

Also present: Judith A. Kindron, Administrator/Clerk-Treasurer  
Kelsey Lieb, Deputy Treasurer  
Charles Grieco, Village Attorney

Absent: Ben Vilonen, DPW Crew Chief

**ON MOTION** by Mayor Rogers, seconded by Trustee Hunt, it was moved to approve the minutes of the regular meeting held on October 24, 2022.

Unanimously carried

## **Public Hearing**

Amendments for Technical Changes to Chapter 47 (HPC) of the Village code

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor DeLano, it was moved at 7:39 p.m. to open the public hearing portion of the meeting.

Unanimously carried

- 1.) Thomas Frank-5403 Main St.-** The district should include Mill Street over to the cemetery.

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor DeLano, it was moved at 7:44 p.m. to continue this public hearing at the November 28, 2022 meeting.

Unanimously carried

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village of Williamsville, 5565 Main Street, Williamsville, NY on Monday, November 14, 2022 at 7:30 p.m.**

## **Public Hearing**

Amendments for Technical Changes to Chapter 112 (Zoning) of the Village code

**ON MOTION** by Mayor Rogers, seconded by Trustee Torre, it was moved at 7:44 p.m. to open the public hearing portion of the meeting.

Unanimously carried

*No comments*

**ON MOTION** by Mayor Rogers, seconded by Trustee Torre, it was moved at 7:46 p.m. to continue this public hearing at the November 28, 2022 meeting.

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Trustee Torre, it was moved at 7:46 pm to open the public participation portion of the meeting.

Unanimously carried

Member(s) of the audience who addressed the Board and their comment(s) [*Board of Trustees' comments are in italics*]:

- 1.) **Joe Carden-45 Danburn** – Photos from 1985 flooding. \$2,092.00 for flood insurance, anticipates increases of 18-25% per year. Saturday had about 5' of water in the creek. Did not end up in his yard. Dam causes erosion. When dam is closed, erodes soil. Haven't seen lack of business at restaurants. Do a study first, "Dammed if you do, dammed if you don't". Mr. Masters wrote a nice letter. Save \$41,000.00, asking for support for him and 230 other homeowners. If 50% of property is damaged, as per FEMA, he has to demo his house and then build 10' up.
- 2.) **Cheryl Meyer -90 Willowbrook** – First time in 30 years that it didn't flood. We got 3.5" of rain on Saturday. Resilient study of Ellicott Creek. Spoke to Dave Schutte. He just wants it figured out. Aesthetics vs safety. Total malfeasance. No doubt that the dam causes flooding. Smell in the Town hall is from the discharge from the Town. Why are they (the Town) allowed to dump into the creek? Why are we spending good money on a 1930 dam. Water attracts rats. Political move to harm 1500 people. HPC articles regarding districts being harmful. Dayton, OH as example.
- 3.) **Thomas Frank – 5403 Main St.** – Asked about Ben. 600 kids for environmental education at event at Reinstein Woods. Intersection of Main Street & Ellicott Creek. Village/Town of Amherst-Central Park Greenway. Cheektowaga, Lancaster, Tonawanda need to tie into school districts. \$10,000,000 project through 2026. Management & maintenance of the creek. Ellicott Creek is part of Niagara Basin.

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village of Williamsville, 5565 Main Street, Williamsville, NY on Monday, November 14, 2022 at 7:30 p.m.**

**ON MOTION** by Mayor Rogers, seconded by Trustee Lowther, it was moved at 8:17 pm to close the public participation.

Unanimously carried

**Report – Mayor Rogers**

**ON MOTION** by Mayor Rogers, seconded by Trustee Lowther, the following resolutions were adopted:

**RESOLVED**, that the following ***budget transfers*** are hereby made in the ***General Fund*** for the **2022-2023** fiscal year.

To:	001-3410-2060-0000 (Fire Protection/Computer Equipment)	\$	282.00
From:	001-3410-2070-0000 (Fire Protection/Office Equipment)	\$	282.00
To:	001-3410-4160-3401 (Fire Protection/Truck Expense Engine 1)	\$	325.00
	001-3410-4160-3402 (Fire Protection/Truck Expense Engine 2)	\$	325.00
	001-3410-4160-3406 (Fire Protection/Truck Expense Truck 6)	\$	1225.00
From:	001-3410-4160-0000 (Fire Protection/Truck Expense)	\$	1875.00
To:	001-3410-4110-0000 (Fire Protection/Service Contractors)	\$	2995.00
From:	001-3410-2060-0000 (Fire Protection/Computer Equipment)	\$	2995.00
To:	001-1620-4231-0000 (Buildings/Maint.-HVAC)	\$	94.00
From:	001-1620-4230-0000 (Buildings/Maint.)	\$	94.00
To:	001-5010-4010-0000 (Street Administration/Office Supplies)	\$	303.00
From:	001-5010-4040-0000 (Street Administration/Education Exp/Travel)	\$	303.00
To:	001-5110-4161-0909 (Street Maint./Repairs 2013 Ford F-150 Pickup)	\$	21.00
	001-5110-4161-0914 (Street Maint./Repairs 2017 Wille Sidewalk Plow)	\$	717.00
	001-5110-4161-0917 (Street Maint./Repairs 2018 Chevy 3500HD 4x4)	\$	26.00
From:	001-5110-4161-0000 (Street Maint./Repairs Equipment)	\$	764.00
To:	001-8560-4340-0000 (Shade Trees/Trees-Removal)	\$	2062.00
	001-8560-4360-0000 (Shade Trees/Trees-Regular Replacement)	\$	6000.00
From:	001-8560-2000-0000 (Shade Trees/Equipment)	\$	62.00
	001-8560-4280-0000 (Shade Trees/Equipment Rental)	\$	2000.00
	001-8560-4350-0000 (Shade Trees/Trees-Maintenance)	\$	6000.00

Unanimously carried

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village of Williamsville, 5565 Main Street, Williamsville, NY on Monday, November 14, 2022 at 7:30 p.m.**

**ON MOTION** by Mayor Rogers, seconded by Trustee Lowther, the following resolutions were adopted:

**RESOLVED**, that the following *budget transfers* are hereby made in the *Sewer Fund* for the 2022-2023 fiscal year.

To:	007-8120-4116-0000 (Sanitary Sewers/Engineer-Monitor Maint.)	\$	250.00
From:	007-8120-4162-0000 (Sanitary Sewers/Repairs-Equipment)	\$	250.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Trustee Lowther, the following resolutions were adopted:

**RESOLVED**, that payroll and vouchers in the amount of \$313,908.02 covering the period from 10/10/2022 – 11/8/2022 are hereby approved as follows:

**PAYROLL COVERING - 10/10/2022-10/23/2022** \$ 37,435.27

**PAYROLL COVERING - 10/24/2022-11/06/2022** \$ 42,010.64

**VOUCHERS COVERING- 10/18/2022-11/8/2022**

<b>GENERAL FUND-</b>	\$ 196,223.71
<b>WATER FUND-</b>	\$ 0.00
<b>SEWER FUND-</b>	\$ 7,083.26
<b>GLEN PARK FUND-</b>	\$ 487.68
<b>TRUST &amp; AGENCY FUND-</b>	\$ 29,003.46
<b>DEBT SERVICE-</b>	\$ 0.00
<b>COMMUNITY DEVELOPMENT-</b>	\$ 0.00
<b>CAPITAL FUND-</b>	\$ <u>1,664.00</u>
	\$ 234,462.11

**GRAND TOTAL** \$ **313,908.02**

Unanimously carried

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village of Williamsville, 5565 Main Street, Williamsville, NY on Monday, November 14, 2022 at 7:30 p.m.**

**ON MOTION** by Mayor Rogers, seconded by Trustee Lowther, the following resolutions were adopted:

**RESOLVED**, that ***Bridget Prichard*** of 53 Tillotson Place, Tonawanda, is hereby appointed to the full-time position of Building and Zoning Clerk.

Motion carried 4-1 (opposed Trustee Hunt)

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor DeLano, the following resolution was adopted:

**RESOLVED**, that ***Brandon Gaglia*** of 234 Garden Parkway, Williamsville, is hereby appointed as an active member of the Williamsville Fire Department effective December 1, 2022

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Trustee Lowther, the following resolutions were adopted:

**RESOLVED**, that ***Beau Abar***, residing at 90 Orchard Street, Williamsville, and ***Clint Cornwall***, residing at 42 Mill Street, Williamsville, are hereby appointed as members of the ***Parks Committee*** through the end of the 2022-2023 official Village year.

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Trustee Lowther, the following resolutions were adopted:

**RESOLVED**, that the 2023 Community Development Block Grant (CDBG) funding of approximately \$40,000.00 to be allocated to the stabilization and other exterior work needed at the Historic Section House, and or repair of Meeting House front entrance doors.

Motion carried 4-1 (opposed Mayor Rogers)

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village of Williamsville, 5565 Main Street, Williamsville, NY on Monday, November 14, 2022 at 7:30 p.m.**

**ON MOTION** by Mayor Rogers, seconded by Trustee Lowther, the following resolutions were adopted:

**WHEREAS**, the Village Administrator has returned her warrant and tax roll and has delivered to the Board of Trustees an account of taxes remaining due, amounting to \$36,021.41, containing a description of the land upon which taxes are unpaid, the person whose name is assessed, together with the amount of unpaid tax; and

**WHEREAS**, the Village Administrator has filed a verified statement that the taxes mentioned in such account remain unpaid, and that after diligent efforts she has been unable to collect same; and

**WHEREAS**, upon receiving such account from the Village Administrator, the Board of Trustees compared the same with the original tax roll of the Village; and

**WHEREAS**, said Board of Trustees find such account to be a true transcript and has certified to the effect that they have compared it with the original tax roll and find it to be correct.

**NOW, THEREFORE, BE IT RESOLVED**, that the Administrator of the Village of Williamsville is hereby credited by this Board of Trustees with the amount of said account in said return; and

**BE IT FURTHER RESOLVED**, that a Certificate executed by each member of the Village Board be attached to the account of unpaid taxes stating a total of unpaid taxes in the amount of \$36,021.41 and reciting that the account has been compared and found to be correct; and that the Administrator transmit said account and certificate to the appropriate officer of the County of Erie by

Unanimously carried

**Report – Deputy Mayor DeLano**

*Halloween scavenger hunt was an extreme success. Thank you to Y&R for all their hard work  
Trees – DPW is working on getting trees planted. Also, a lot of trees were removed. Mill Street will look great in about 5 years*

**ON MOTION** by Deputy Mayor DeLano, seconded by Trustee Lowther, the following resolutions were adopted:

**RESOLVED**, that the Village of Williamsville Village Board at the October 24, 2022 Village Board meeting approved the requested Wm. Schutt Associates Change Order for the re-designed crosswalk at South Cayuga Road and Milton Street as part of the 2022 Paving Project in the amount of \$2,500.00; and

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village of Williamsville, 5565 Main Street, Williamsville, NY on Monday, November 14, 2022 at 7:30 p.m.**

**WHEREAS**, after meeting on site with the resident, additional survey is now required, and additional design is needed for the Crosswalk re-design; and

**NOW THEREFORE BE IT RESOLVED**, the additional survey and design fees are hereby approved in the amount of \$2,500.00 (survey is at prevailing wage.)

Motion carried 4-1 (opposed Mayor Rogers)

**ON MOTION** by Deputy Mayor DeLano, seconded by Trustee Torre, the following resolutions were adopted:

**WHEREAS**, the members of the Planning Board, Zoning Board of Appeals and Historic Preservation Commission (“Land Use Boards”) of the Village of Williamsville are required by state and/or local law to complete four hours of training each year to more effectively carry out their duties (“Required Land Use Training”); and

**WHEREAS**, the enabling statutes mandating this Required Land Use Training further provide that such training be approved by the Board of Trustees; and

**WHEREAS**, the New York Planning Federation provided a webinar on the topic of Regulating Short-Term Rentals in Your Jurisdiction on November 9, 2022; and

**WHEREAS**, the Board of Trustees finds that attendance at such training will be of benefit to the members of the Zoning Board of Appeals and the Planning & Architecture Review Board;

**NOW THEREFORE BE IT RESOLVED**, that the Village Board hereby approves members of the Zoning Board of Appeals, and the Planning and Architectural Review Board attendance in the New York Planning Federation webinar on the topic of Regulating Short-Term Rentals in Your Jurisdiction on November 9, 2022, and certifies that such participation shall satisfy one (1) hour of the Required Land Use Training.

Unanimously carried

**Report – Trustee Torre**

*Thanking all volunteers on all committees.*

*Happy Thanksgiving*

**Report – Trustee Hunt**

*Arts, Cultural & Diversity event tomorrow – Holocaust survivor, music by students 4:45-6:30*

*Parks – looking for budget*

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village of Williamsville, 5565 Main Street, Williamsville, NY on Monday, November 14, 2022 at 7:30 p.m.**

**Report – Trustee Lowther**

*Talking about consolidating Village Building Dept. with Town of Amherst Building  
Correct notice for HPC meeting on Dec. 6, 2022 at 6:30pm  
Comment on APD – wheel locks, gone already, within hours  
Fire Dept – used Milo’s as a training exercise.*

**Staff Reports:**

*Deputy Treasurer: no report  
Attorney Grieco: no report  
Administrator Kindron: no report  
DPW Crew Chief: no report*

**ON MOTION** by Mayor Rogers, seconded by Trustee Torre, it was moved to adjourn the meeting at 8:41 pm.

Unanimously carried

---

Judith A. Kindron  
Administrator/Clerk-Treasurer